

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the **PATENT APPLICATION** of:

Sutton et al.

**Application No.:** Not Yet Known

**Filed:** Not Yet Known

**For:** RESPIRATORS

**Group:** Not Yet Known

**Examiner:** Not Yet Known

**Our File:** SHP-PT090

**Date:** September 15, 2006

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to Applicant's Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicant wishes to bring to the Examiner's attention the material cited on the enclosed PTO-1449 form. Copies of the cited documents are enclosed.

Pursuant to 37 C.F.R. §1.98(a)(2)(ii), copies of the cited U.S. publications and/or patent documents have not been included.

Reference DE 17 08 046 is provided in the German language. The relevancy of the reference is set forth in the enclosed International Search Report of the corresponding International Patent Application as reference category "A", general state of the art not considered to be of particular relevance.

/S.L./ 10/20/2010

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /S.L./

**Applicant:** Sutton et al.  
**Application No.:** Not Yet Known

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO/SB/08a form indicating his consideration of the cited materials.

Respectfully submitted,

Sutton et al.

By /Robert J. Ballarini/  
Robert J. Ballarini  
Registration No. 48,684  
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Philadelphia, PA 19103

RJB/djw  
Enclosures

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT** ( Not for submission under 37 CFR 1.99)

Application Number		
Filing Date		
First Named Inventor	Sutton et al.	
Art Unit		
Examiner Name		
Attorney Docket Number	SHP-PT090	

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Art Unit		
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Attorney Docket Number	SHP-PT090	

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**NON-PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>5</sup>
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**EXAMINER SIGNATURE**

Examiner Signature	/Si Lee/	Date Considered	10/25/2010
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> See Kind Codes of USPTO Patent Documents at [www.USPTO.GOV](http://www.USPTO.GOV) or MPEP 901.04. <sup>2</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if English language translation is attached.

/S.L./ 10/18/2010

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
( Not for submission under 37 CFR 1.99)

Application Number	
Filing Date	
First Named Inventor	Sutton et al.
Art Unit	
Examiner Name	
Attorney Docket Number	SHP-PT090

**CERTIFICATION STATEMENT**

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

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☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

**SIGNATURE**

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Robert J. Ballarini/	Date (YYYY-MM-DD)	2006-09-15
Name/Print	Robert J. Ballarini	Registration Number	48,684

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

/S.L./ 10/20/2010

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